

Attorney Docket No.: 14673-031US

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: NORBERT HESKE and THOMAS HESKEApplication No./Patent No.: 10/500,522 Filed/Issue Date: April 6, 2005Entitled: BIOPSY DEVICE FOR REMOVING TISSUE SPECIMENS USING A VACUUM

C. R. BARD, INC. Corporation  
 (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 016023, Frame 0426, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

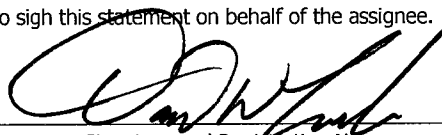
☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

June 24, 2008

Date

  
 Signature and Registration No.

David W. Laub, 38,708

Typed or printed name

Attorney for Assignee

Title

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.

REVOCATION OF POWER OF  
ATTORNEY WITH  
NEW POWER OF ATTORNEY  
AND  
CHANGE OF CORRESPONDENCE ADDRESS

The assignee of record of the entire right, title, and interest of the U.S. applications and/or patents identified in Appendix A hereby revokes all previous powers of attorney, and requests that the U.S. Patent and Trademark Office appoint the practitioners specific names listed below and practitioners associated with

Customer Number: 61263

as attorney(s) and/or agent(s) to prosecute and transact all business in the U.S. Patent and Trademark Office in connection therewith. Customer Number 61263 is assigned to Proskauer Rose LLP, 1001 Pennsylvania Avenue, N.W., Suite 400 South, Washington, D.C. 20004.

Assignee also hereby grants an additional Power of Attorney to the attorney(s) and/or agent(s) named below to file and prosecute foreign national patent applications in any and all countries of the world, regional patent applications under the European Patent Convention and/or international applications under the Patent Cooperation Treaty based upon the patents identified in Appendix A, including a power to meet all designated office requirements for designated states.

Paul Booth	Reg. No.: 40,244
David Lamb	Reg. No.: 38,798
John Lucson	Reg. No.: 33,715
Colin Sandercock	Reg. No.: 31,298
David Baltazar	Reg. No.: 53,964
Mark A. Cenan	Reg. No.: 38,720
Steven Allis	Reg. No. 50,532

Please change the correspondence address for all of the patents identified in Appendix A to the address associated with:

Customer Number: 61263

The assignee of record of the entire right, title, and interest of the applications and/or patents identified in Appendix A, in accordance with 37 C.F.R. § 3.73(b), is C.R. Bard, Inc., organized and existing under the laws of the state of New Jersey, having a usual place of business at 730 Central Avenue, Murray Hill, New Jersey 07974.

SIGNATURE OF ASSIGNEE OF RECORD

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Name:	Jean F. Miller		
Title:	Assistant Secretary		
Signature	<i>Jean F. Miller</i>		
Date	October 27, 2006	Telephone No.	

## APPENDIX A

IMATIERNO	SERIALNO
14673-001PR	60/679,025
14673-002PR	60/680,601
14673-002US	11/429,975
14673-002WO	PCT/US06/17889
14673-003PR	60/706,596
14673-003WO	PCT/US06/17890
14673-004PR	60/754,633
14673-005PR	60/754,599
14673-006C1	11/150,661
14673-006US	09/640,865
14673-007PR	60/754,600
14673-008PR	60/754,636
14673-010PR	60/754,597
14673-011PR	60/754,598
14673-012US	10/500,518
14673-012WO	PCT/EP03/02285
14673-013PR	60/776,918
14673-014US	10/549,818
14673-015US	10/549,820
14673-015WO	PCT/EP04/03327
14673-016PR	60/862,723
14673-017US	10/362,040
14673-018US	10/203,840
14673-019US	10/867,428
14673-020PR	60/752,878
14673-021US	09/533,637
14673-022US	10/142,129
14673-023PR	60/734,726
14673-024US	10/476,351
14673-025US	10/481,351
14673-028C1	10/726,960
14673-028C2	10/726,464
14673-028C3	10/954,886
14673-028D1	11/551,326
14673-028D2	11/551,339
14673-029C1	11/239,416
14673-030PR	60/829,231
14673-031US	10/500,522
14673-031WO	PCT/DE03/00844
14673-032PR	60/734,725
14673-033US	11/047,953

14673-033WO	PCT/US06/03232
14673-035PR	60/823,038
14673-036US	10/111,758
14673-036WO	PCT/US00/29904
14673-037US	10/140,479
14673-038US	10/140,524
14673-039CIP	10/290,603
14673-040USNATL	10/580,200
14673-041PR	60/689,034
14673-041WO	PCT/US06/22359
14673-042PR	60/205,759
14673-042US	10/275,425
14673-042WO	PCT/US01/16063
14673-043PR	60/829,247
14673-045US	09/603,409
14673-045WO	PCT/US01/20392
14673-046US	11/216,222
14673-046WO	PCT/US05/31556
14673-047US	11/216,228
14673-047WO	PCT/US05/31571
14673-048US	11/216,293
14673-048WO	PCT/US05/31618
14673-049US	11/216,362
14673-049WO	PCT/US05/31619
14673-050US	11/216,554
14673-050WO	PCT/US05/31557
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14673-052WO	PCT/US06/31325
14673-053PR	60/707,228
14673-053WO	PCT/US06/31326
14673-054PR	60/707,229
14673-054WO	PCT/US06/31327
14673-063US	10/312,275
14673-064US	10/450,624
14673-065US	10/476,351
14673-066US	10/481,351
14673-067US	10/483,020
14673-068US	10/490,752
14673-069US	10/824,033
14673-070US	10/541,875
14673-071PR	60/478,050
14673-071WO	PCT/US04/18795

14673-096WO	PCT/US05/21735
14673-098CI	09/784,578
14673-098PR	60/076,785
14673-098US	09/257,425
14673-098WO	PCT/US99/04858
14673-099US	09/274,108
14673-099WO	PCT/US00/06419
14673-100CI	09/360,654
14673-100US	09/160,384
14673-100WO	PCT/US99/20883
14673-101DI	08/896,964
14673-101US	08/682,192
14673-101WO	PCT/US97/11732
14673-102US	10/258,093
14673-104CI	10/282,672
14673-104US	09/637,617
14673-105US	09/565,004
14673-106US	09/530,003



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231



\*700168467A\*

MAY 17, 2005

PTAS

TODD W. WIGHT  
MORRISON & FOERSTER LLP  
555 WEST FIFTH STREET, SUITE 3500  
LOS ANGELES, CA 90013-1024

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES DIVISION, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 04/06/2005

REEL/FRAME: 016023/0426  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 297912004400

ASSIGNOR:  
HESKE, NORBERT

DOC DATE: 02/28/2005

ASSIGNOR:  
HESKE, THOMAS

DOC DATE: 02/28/2005

ASSIGNEE:  
C. R. BARD, INC.  
730 CENTRAL AVENUE  
MURRAY HILL, NEW JERSEY 07974

SERIAL NUMBER: 10500522

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: BIOPSY DEVICE FOR REMOVING TISSUE SPECIMENS USING A VACUUM

016023/0426 PAGE 2

SHARON LATIMER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

04/08/2005  
700168467Form PTO-1595 (Rev. 09/04)  
OMB No. 0851-0027 (exp. 6/30/2005)U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark OfficeRECORDATION FORM COVER SHEET  
PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

## 1. Name of conveying party(ies)/Execution Date(s):

Norbert HESKE (02/28/2005) and Thomas  
HESKE (02/28/2005)

Execution Date(s): in parentheses after inventor name

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of Conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Government Interest Assignment  
☐ Executive Order 8424, Confirmatory License  
☐ Other

## 2. Name and address of receiving party(ies)

Name: C. R. Bard, Inc.

Internal Address:

Street Address:

730 Central Avenue

City: Murray Hill

State: New Jersey

Country: U.S. Zip: 07974

Additional name(s) & address(es) attached: ☐ Yes ☒ No

## 4. Application or patent number(s):

A. Patent Application No.(s)

10/500,522

☐ This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address to whom correspondence concerning document should be mailed:

Name: Todd W. Wight  
MORRISON & FOERSTER LLP

Internal Address: Atty. Dkt.: 297912004400

Street Address: 555 West Fifth Street, Suite 3500

City: Los Angeles

State: CA Zip: 90013-1024

Phone Number: (949) 251-7189

Fax Number: (949) 251-0900

Email Address: TWight@mofo.com

## 6. Total number of applications and patents involved:

1

## 7. Total fee (37 CFR 1.21(h) &amp; 3.41) \$ 40.00

- ☐ Authorized to be charged by credit card  
☒ Authorized to be charged to deposit account  
☐ Enclosed  
☐ None required (government interest not affecting title)

## 8. Payment Information

a. Credit Card Last 4 Numbers

Expiration Date

b. Deposit Account Number

03-1952

Authorized User Name Todd W. Wight

## 9. Signature:



Signature

Todd W. Wight - 45,218

Name of Person Signing

April 6, 2005

Date

Total number of pages including cover sheet, attachments, and documents:

4

CH \$40.00 031952 10500522

00-295076



## ASSIGNMENT JOINT

THIS ASSIGNMENT, by Norbert HESKE and Thomas HESKE (hereinafter referred to as the assignors), residing at Dorfstraße 22a, 82288 Kottgeisering, GERMANY and Kirchstr. 22, 82284 Grafrath, GERMANY, respectively, witnesseth:

WHEREAS, said assignors have invented certain new and useful improvements for **BIOPSY DEVICE FOR REMOVING TISSUE SPECIMENS USING A VACUUM**, set forth in an application for Letters Patent of the United States filed under U.S. serial No. 10/500,522, which claims the benefit under 35 U.S.C. § 371 of International Application No. PCT/DE03/00844 filed March 17, 2003; and

WHEREAS, C. R. Bard, Inc., a corporation duly organized under and pursuant to the laws of the State of New Jersey US and having its principal place of business at 730 Central Avenue, Murray Hill, NJ 07974 US (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignors are the sole and lawful owners of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee, its successors, legal representatives and assigns, that said assignors will, whenever counsel of said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

"I hereby authorize and request the assignee's attorneys and agents of Morrison & Foerster LLP, to insert here in parentheses (Application number 10/500,522, filed \_\_\_\_\_) the application number and filing date of said application when known."

Febr. 28. 2005

Date

Norbert HESKE

02/28/2005

Date

Thomas HESKE